

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 353

Short Title: Domestic Violence/Pretrial Release.

(Public)

Sponsors: Representatives Hensley; Allred, Culpepper, R. Hunter, and McCrary.

Referred to: Judiciary II.

February 27, 1997

A BILL TO BE ENTITLED

**AN ACT TO DECREASE THE PERIOD OF TIME IN DOMESTIC VIOLENCE
CASES THAT A DEFENDANT MAY BE HELD IN CUSTODY WITHOUT A
DETERMINATION OF PRETRIAL RELEASE BY A JUDGE.**

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-534.1(b) reads as rewritten:

"(b) A defendant may be retained in custody not more than ~~48~~12 hours from the time of arrest without a determination being made under this section by a judge. If a judge has not acted pursuant to this section within ~~48~~12 hours of arrest, the magistrate shall act under the provisions of this section."

Section 2. This act becomes effective July 1, 1997.